

From: Nedelka, Katherine (DNREC)
Sent: Tuesday, March 21, 2017 9:51 AM
Subject: DNREC E-News March 21 2017

NEWS FROM DNREC'S OFFICE OF ENVIRONMENTAL PROTECTION, 03/21/17

The biweekly E-News Update features current information on the Divisions of Air Quality (DAQ), Waste and Hazardous Substances (WHS), and Water regarding public meetings, workshops, hearings, and regulatory documents available for public comment, as well as general news updates. For those of you who are receiving the E-News Update for the first time, the subscription is FREE!

Please sign up at: <http://www.dnrec.delaware.gov/Pages/DNRECLists.aspx> under "Division of Waste & Hazardous Substances Lists." There is no form to fill out; it's done in three clicks!

Suggestions? Additions? Please call Kathy Nedelka at 302-739-9400, or send an email to katherine.nedelka@state.de.us

Published by the Divisions of Air Quality, Waste and Hazardous Substances, and Water.

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SECRETARY'S ORDERS

Secretary's Order No. 2017-A-0009

RE: Notice of Administrative Penalty Assessment and Secretary's Order issued to Delaware City Refining Company for violation of 7 Del. Code Chapter 60, pursuant to 7 Del.C. §6005(b)(3).

Secretary's Order No. 2017-WH-0010

RE: Cease and desist Secretary's Order to Heritage-Crystal Clean, LLC, for violation of 7 Del. C. Chapters 60 and 63 and 7 DE Admin. Code 1302, Delaware's Regulations Governing Hazardous Waste ("DRGHW"). Accordingly, the Department is issuing this Order to Cease and Desist, pursuant to 7 Del. C. § 6018.

Secretary's Order No. 2017-WH-0013

RE: Approving Final Regulations to Amend 7 DE Admin. Code 1352: Regulations Governing Aboveground Storage Tank Systems Hearing officer's report included

UPCOMING AIR, WASTE, & WATER-RELATED HEARINGS, MEETINGS, & EVENTS

DELAWARES ENVIRONMENTAL MITIGATION PLAN- This meeting will be held on **March 23** beginning at 6pm at 100 W Water St, Dover 19904. On October 25, 2016, a Partial Consent Decree was finalized between the United States Justice Department, the Volkswagen (VW) Corporation, and its subsidiaries regarding the installation and use of emissions testing defeat devices in over 500,000 vehicles sold and operated in the United States beginning in 2009. Use of these defeat devices has increased air emissions of nitrogen oxide (NOX), resulting in adverse impacts to air quality and violating the federal Clean Air Act. In response to the Settlement, the Division of Air Quality has developed a proposed mitigation plan to accept and distribute these funds to eligible projects. The proposed plan is focused on the eligible types of mitigation actions that can produce the greatest air quality benefit in terms of NOX emission reductions, reduce public exposure, and promote clean vehicle technologies. The plan is expected to have a significant positive impact on Delaware; DAQ is requesting input from the public to help develop a final mitigation plan prior to taking any formal action. Public comments are being accepted until **April 3**. Written comments may be sent to VW_Mitigation_Plan@state.de.us or mailed to: Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, 19904. For more information visit:

<https://publicmeetings.delaware.gov/Meeting/51374>

WATER SUPPLY COORDINATING COUNCIL MEETING - The Council will hold a meeting on **March 30** from 10am to 12pm at the Kent County Administration Complex, Conference Room 220, 555 Bay Road, Dover, 19901. For additional information, please contact Kimberly Burris at (302) 739-9945; or visit:

<https://publicmeetings.delaware.gov/Meeting/51191>

BOARD OF CERTIFICATION FOR WASTEWATER OPERATORS MONTHLY MEETING – This is a regular monthly meeting of the Board of Certification for Wastewater Operators. Meeting will take place on **April 4** from 9am to 10am at the Richardson & Robbins Building, Conference Room B172, 89 Kings Hwy, Dover 19901. For additional information contact Faye Wheeler at (302) 739-9946; or visit:

<https://publicmeetings.delaware.gov/Meeting/39380>

BOILER SAFETY COUNCIL MEETING – Meeting will discuss proposed regulation changes and will take place on **April 5** beginning at 10am at the Cannon Building, 1st floor, 861 Silver Lake Blvd, Dover, 19904. For additional information contact Alex Rittberg at 302-395-2500; or visit: <https://publicmeetings.delaware.gov/Meeting/51236>

ON-SITE SYSTEMS ADVISORY BOARD MEETING – This is a regular monthly meeting that will be held on **April 5** from 9:15am to 11:30am at the Richardson and Robbins Building, Conference Room B228: 89 Kings Highway, Dover, 19901. For additional information, contact Dawn Dryden, 302-739-9948; or visit: <https://publicmeetings.delaware.gov/Meeting/50645>

PUBLIC HEARING - Section 30 of 7 DE Admin Code 1120/State Plan (Municipal Solide Waste Landfills) – This meeting will be held on April 24 beginning at 6pm at DNREC, 100 W Water St, Dover, 19904. On 8/29/16, EPA finalized 2 rules applicable to MSWLs. EPA finalized 40 CFR Part 60 Sub XXX, which regulated the emissions of new MSWLs. EPA finalized 40 CFR Part 60 Sub Cf, which mandated states to develop plans to regulate emissions of existing MSWLs. The purpose of this action is to incorporate the requirements in Sub XXX by reference as Sect. 30 of Reg. 1120 and to satisfy the existing requirements of Sub Cf by expanding the applicability of Sect. 30 to include existing & new MSWLs. The proposed amendment and the State Plan are available for public review (1) at the Departments office at 715 Grantham Lane in New Castle, (2) at the Departments office at 100 W. Water Street, Suite 6A in Dover, (3) in the statewide Public Meeting Calendar notice for this hearing at <https://publicmeetings.delaware.gov/>, and (4) in the April 1 edition of the Delaware Register of Regulations on and after April 1 at <http://regulations.delaware.gov/services/register.shtml>. For additional information or any appointment to inspect the proposed amendment and State Plan, please contact either Jim Snead at the New Castle office at (302) 323-4542 or jsnead@state.de.us or Ron Amirikian at the Dover office at (302) 739-9402 or ronald.amirikian@state.de.us; or visit: <https://publicmeetings.delaware.gov/Meeting/52522>

BOARD OF CERTIFICATION FOR WASTEWATER OPERATORS MONTHLY MEETING – This is a regular monthly meeting of the Board of Certification for Wastewater Operators. Meeting will take place on **May 2** from 9am to 10am at the Richardson & Robbins Building, Conference Room B172, 89 Kings Hwy, Dover 19901. For additional information contact Faye Wheeler at (302) 739-9946; or visit: <https://publicmeetings.delaware.gov/Meeting/39381>

OPT-IN! THE DELAWARE DIVISION OF AIR QUALITY (DAQ) is committed to working with citizens to continuously optimize Delaware's air quality and protect public health, welfare, and the environment. To determine that the DAQ is meeting the air quality needs of the citizens across the state, we encourage you to participate in our opt-in list. In the future you will receive surveys that will allow us to analyze our performance. You can access the opt-in list by clicking: https://survey.co1.qualtrics.com/jfe/form/SV_1RGZGUYt8fSuqkB

AIR QUALITY PERMITTING PROGRAM – Notice has been given that the facilities listed below have submitted applications for air quality management permits. The applications, the "draft/proposed" permits, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the "draft/proposed" permit, may be inspected at the offices of the Division of Air Quality, 100 W. Water Street, Suite 6A, Dover, 19904. **All comments and public hearing requests** should be mailed to the following address: DIVISION OF AIR QUALITY, 100 W. Water Street, Suite 6A, Dover 19904. To submit comments, for additional information, or for an appointment to inspect the application, please contact Penny Gentry at (302) 739-9402.

NOTICE HAS BEEN GIVEN THAT New Haven Packaging, LLC, requests a construction permit to construct a fluidized bed dryer with a high efficiency cyclone to dry salt at their 612 Christiana Avenue, Wilmington facility. The salt drying process will be permitted to emit 23.20 TPY of particulate matter (PM), 5.50 TPY of particulate matter (PM10), 1.09 TPY of particulate matter (PM2.5), 4.15 TPY of carbon monoxide (CO), 4.94 TPY of nitrogen oxides (NOx), 0.03 TPY of sulfur oxides (SOx), and 0.27 TPY of volatile organic compounds (VOCs) by Permit: APC-2017/0082. A public hearing on any of the above applications will NOT be held unless the Secretary receives a request for a hearing regarding that application by **March 21**. A request for a hearing shall be in writing. The request must also show a familiarity with the application and a reasoned statement of the permit's probable impact. For more information visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3665&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTICE IS HEREBY GIVEN THAT Stonetech, LLC, requests a permit to operate one (1) 200 tons per hour McCloskey Impact Crusher at County Road 323, Georgetown, Sussex County, 3700 Bay Road, Dover, Kent County, 1230 Railcar Avenue, Wilmington, New Castle County, 36393 Sussex Highway, Delmar, Sussex County, US 113 and Road 207, Lincoln, Sussex County, 30548 Thorogood Road, Dagsboro, Sussex County, 26020 River